

# UNITED STATES SECURITIES AND EXCHANGE COMMISSION Washington, D.C. 20549

### ANNUAL AUDITED REPORT FORM X-17A-5 PART III

OMB APPROVAL

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ers and Dealers Pursuant to Section 17 of the

Information Required of Brokers and Dealers Pursuant to Section 17 of the Securities Exchange Act of 1934 and Rule 17a-5 Thereunder

FEB 217008

REPORT FOR THE PERIOD BEG	INNING 01/01/07 AND END	DING 12/31/07  MM/DD/YY Washingto
	MM/DD/YY	MM/DD/YY Washings
	A. REGISTRANT IDENTIFICATION	
NAME OF BROKER-DEALER:	KANE & COMPANY, INC.	OFFICIAL USE ONLY
ADDRESS OF PRINCIPAL PLAC	FIRM I.D. NO.	
10877 WILSHIRE BLVD	., SUITE 1404 (No. and Street)	
LOS ANGELES	CALIFORNIA	9002400098
(City)	(State)	(Zip Code)
MICHAEL W. KANE	ER OF PERSON TO CONTACT IN REGARD TO T	310/208-1166 (Area Code - Telephone Number)
	B. ACCOUNTANT IDENTIFICATION	
INDEPENDENT PUBLIC ACCOU		
	(Name - if individual, state last, first, middle name)	
	ST HWY., SUITE 255, LONG BEACH	·
(Address)	(City)	(State) PROCESSED
CHECK ONE:  Certified Public Accountant		MAR 0 7 2008 /
		1/ /
Public Accountant		THOMSON (
☐ Accountant not reside	nt in United States or any of its possessions.	FINANCIAL '
	FOR OFFICIAL USE ONLY	

\*Claims for exemption from the requirement that the annual report be covered by the opinion of an independent public accountant must be supported by a statement of facts and circumstances relied on as the basis for the exemption. See Section 240.17a-5(e)(2)



### OATH OR AFFIRMATION

I, _	MICHAEL W. KANE	, swear (or affirm) that, to the best of	
my	knowledge and belief the accompanying financial state	ement and supporting schedules pertaining to the firm of	
٠.	KANE & C		
of		0 07 , are true and correct. I further swear (or affirm) that	
_		officer or director has any proprietary interest in any account	
		officer of director has any proprietary interest in any account	
CIAS	sified solely as that of a customer, except as follows:		
	,		
		· · · · · · · · · · · · · · · · · · ·	
		and with	
•		Signature MICHAEL W. KANE	
		organia Hitchinii W. Kinth	
	•	PRESIDENT	
		Title	
		<u>;</u>	
	SEE ATTACHED  Notary Public		
	Notary Public		
This	report ** contains (check all applicable boxes):		
	(a) Facing Page.		
	(b) Statement of Financial Condition.		
	(c) Statement of Income (Loss).		
	(d) Statement of Changes in Stockholders' Equity or P		
	(f) Statement of Changes in Stockholders' Equity of F	artifers of Sole Proprietors Capital.	
	(g) Computation of Net Capital.	Ciamis of Ciculiois.	
	(h) Computation for Determination of Reserve Require	ements Pursuant to Rule 15c3-3.	
	(j) A Reconciliation, including appropriate explanatio	n of the Computation of Net Capital Under Rule 15c3-3 and the	
_	Computation for Determination of the Reserve Req	uirements Under Exhibit A of Rule 15c3-3.	
	(k) A Reconciliation between the audited and unaudite	d Statements of Financial Condition with respect to methods of	
_ ,	consolidation.		
	(1) An Oath or Affirmation.		
7	(m) A copy of the SIPC Supplemental Report.	to exist or found to have existed since the date of the previous audit.	
_ (	o) Independent Auditors' Report on Internal Ac	io exist of found in three existed since the date of the previous audit.	
ಗ $_{Fo}$	or conditions of confidential treatment of certain portion	ns of this filing, see section 240.17a-5(e)(3).	

## CALIFORNIA JURAT WITH AFFIANT STATEMENT See Attached Document (Notary to cross out lines 1-6 below) ☐ See Statement Below (Lines 1–5 to be completed only by document signer[s], *not* Notary) Signature of Document Signer No. 1 Signature of Document Signer No. 2 (if any) State of California County of LOS ANGELES Subscribed and sworn to (or affirmed) before me on this CREGORY A. GOODYEAR GEORGIA F. SHAW proved to me on the basis of satisfactory evidence Commission # 1594071 Notary Public - California to be the person who appeared before me (.) (,) Los Angeles County My Comm. Expires Jul 9, 2009 (and $(2)_{-}$ Name of Signer proved to me on the basis of satisfactory evidence to be the person who appeared before me.) Place Notary Seal Above - OPTIONAL -Though the information below is not required by law, it may prove RIGHT THUMBPRINT OF SIGNER #1 valuable to persons relying on the document and could prevent OF SIGNER #2 fraudulent removal and reattachment of this form to another document. Top of thumb here Top of thumb here Further Description of Any Attached Document SEC ANNUAL AUDITED REPORT Title or Type of Document: FORM X - 17A - 5 PART III.

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## KANE & COMPANY, INC.

STATEMENT OF FINANCIAL CONDITION

YEAR ENDED DECEMBER 31, 2007

(With Independent Auditors' Report Thereon)

### **CONTENTS**

	_Page
Independent Auditors' Report	1
Statement of Financial Condition	2
Notes to the Financial Statement	3-5



#### INDEPENDENT AUDITORS' REPORT

The Board of Directors Kane & Company, Inc. Los Angeles, California

We have audited the accompanying statement of financial condition of Kane & Company, Inc. as of December 31, 2007. This financial statement is the responsibility of the Company's management. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statement referred to above present fairly, in all material respects, the financial position of Kane & Company, Inc. as of December 31, 2007, in conformity with accounting principles generally accepted in the United States of America.

Soodiech, Baron Toodseau, UP

Long Beach, California January 21, 2008

#### KANE & COMPANY, INC. STATEMENT OF FINANCIAL CONDITION

#### DECEMBER 31, 2007

#### **ASSETS**

Cash and cash equivalents:  Cash in bank  Money market funds		\$ 46,000 495,321
Total cash and cash equivalents		541,321
Marketable securities, at market value Prepaid income taxes Prepaid insurance CRD balance Employee advance Other prepaids		49,490 671 700 638 1,186 7,283
Property and equipment: Furniture and fixtures Office equipment Accumulated depreciation	\$ 194,255 <u>323,699</u> 517,954 <u>(403,413)</u>	
Net property and equipment		_114.541
Total assets		\$ <u>715.830</u>
LIABILITIES AND STOCKHOL	DER'S EQUITY	
Liabilities: Accounts payable Accrued interest payable Liabilities subordinated to claims of general creditors  Total liabilities		\$ 27,902 9,286 
Commitments		-
Stockholder's equity: Common stock, no par value per share; authorized, issued and outstanding – 100 shares Additional paid-in capital Retained earnings (accumulated deficit)	\$ 10,000 1,370,000 (1,202,336)	
Total stockholder's equity		178,642

The accompanying notes are an integral part of this financial statement.

\$ \_715,830

Total liabilities and stockholder's equity

## KANE & COMPANY, INC. NOTES TO THE FINANCIAL STATEMENT

**DECEMBER 31, 2007** 

#### (1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

#### Nature of Business

The Company is a registered broker-dealer incorporated under the laws of the State of California maintaining its only office in Los Angeles, California, and is subject to a minimum net capital requirement of \$100,000 under SEC Rule 15c3-1. The Company operates pursuant to the (k)(2)(i) exemptive provision of SEC Rule 15c3-3 and does not hold customer funds or securities. The Company's revenue has consisted of fees for advisory services in connection with mergers and acquisitions as well as underwriting and consulting fees.

#### Method of Accounting

The Company maintains its books and records on the accrual basis of accounting.

#### **Use of Estimates**

The preparation of financial statements in conformity with generally accepted accounting principles requires the use of management's estimates. Actual results could differ from those estimates and such differences could be material.

#### Property and Equipment

Property and equipment are stated at cost. Depreciation of property and equipment is provided over their estimated useful lives which is generally five years using the straight-line method.

#### Cash Equivalents

For purposes of the statement of cash flows, the Company considers all highly liquid debt instruments purchased with a maturity of three months or less to be cash equivalents.

#### Marketable Securities

The Company's securities investments that are bought and held principally for selling them in the near term are classified as trading securities. Trading securities are recorded at fair value on the "Statement of Financial Condition" and the change in fair value during the period is included in net income.

#### SIPC

The SIPC assessments have been determined fairly in accordance with applicable instructions and were remitted timely.

## KANE & COMPANY, INC. NOTES TO THE FINANCIAL STATEMENT. CONTINUED

**DECEMBER 31, 2007** 

#### (1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES, Continued

#### Income Taxes

The Company elected S corporation status effective January 1, 1997. Earnings and losses after that date have been included in the personal income tax returns of the stockholder and taxed depending on his personal tax strategies. Accordingly, the Company does not incur additional income tax obligations, and the financial statements do not include a provision for income taxes, with the exception of a 1-1/2% minimum California tax applied to the net income on all S-corporations.

#### (2) MONEY MARKET AND INVESTMENTS

Money market funds consist of certain mutual fund investments contained in an investment portfolio held by a banking institution where funds are swept into and out of the investment account from the checking account daily, as needed. All such funds are deemed cash equivalents as of December 31, 2007.

#### (3) MARKETABLE SECURITIES

Investment in securities at December 31, 2007, consists of trading securities comprised solely of common stock with a fair value of \$49,490 and an original cost of \$38,400.

#### (4) PENSION PLAN

The Company sponsors a simplified employee pension plan (SEP) that covers all employees who have been full-time for three years or longer. For 2007, there was no contribution accrued.

#### (5) LIABILITIES SUBORDINATED TO CLAIMS OF GENERAL CREDITORS

The principal stockholder of the Company has advanced funds totalling \$500,000 to the broker/dealer under three "subordinated loan agreements for equity capital." The first agreement for \$150,000 was originally dated December 29, 1995, and approved by the National Association of Securities Dealers, Inc. effective as of that date. This agreement has been renewed and now matures on December 31, 2009, and provides for interest at 6.11%. The second agreement for \$200,000 is dated September 30, 2002, and also matures on December 31, 2009, providing for interest at 3.75%. The third agreement for \$150,000 dated effective January 31, 2005, matures in December 31, 2009, and provides for interest at 3.75%. The interest for 2007 for all agreements amounted to \$22,284.

## KANE & COMPANY, INC. NOTES TO THE FINANCIAL STATEMENT, CONTINUED

**DECEMBER 31, 2007** 

#### (6) COMMITMENTS

The Company leases office space under an operating lease expiring February 28, 2011. Minimum future rentals under this lease for each year and in the aggregate are approximately as follows:

Year Ended December 31	Amount_	
2008	\$ 177,000	
2009	184,000	
2010	191,000	
Thereafter	33,000	
Total lease obligation	\$ <u>-585,000</u>	

#### (7) PROVISION FOR INCOME TAXES

As discussed in Note 1, the Company has elected S-corporation tax status effective as of January 1, 1997. The net operating losses for the prior years have been carried forward to the current year to reduce the California minimum tax to \$800.

The tax benefit of loss carryforwards for California tax purposes represent the only timing difference that affects the tax provision of the corporation. The effect of unused loss carryforwards to future periods referred to above is not material. Therefore, no deferred tax benefit has been provided for such carryforwards.

#### (8) NET CAPITAL

The Company is subject to a \$100,000 minimum capital requirement under SEC Rule 15c3-1, which requires that the ratio of aggregate indebtedness to net capital shall not exceed 15 to 1. Net capital and the related net capital ratio fluctuate on a daily basis; however, as of December 31, 2007, the net capital was \$536,247 which exceeded the required minimum capital by \$436,247 and the aggregate indebtedness to net capital ratio was .07 to 1.



-5-